

VIRGINIA:

IN THE CIRCUIT COURT OF THE COUNTY OF FAIRFAX
Civil Division

FASTMETRIX, INC.

Plaintiff,

v.

ITT CORPORATION,

Defendant.

Case No. 2011-10047.

AGREED ORDER

IT APPEARING TO THE COURT, upon consideration of Plaintiff FastMetrix's Motion For Leave To Amend, that the parties have consented to FastMetrix's filing of a Third Amended Complaint, as evidenced by the signatures of counsel below;

It is therefore ORDERED as follows:

- 1. FastMetrix's Motion For Leave To Amend its complaint is GRANTED;**
- 2. FastMetrix's Third Amended Complaint, attached to Fastmetrix's Motion For Leave To Amend, is deemed to be, and is considered to have been, FILED concurrently with the entry of this Order;**
- 3. ITT Corporation, by consenting to FastMetrix's Motion for Leave to Amend, does not waive and has preserved any and all defenses, procedures, or pleadings, of any nature, to the claims and allegations of the Third Amended Complaint that would otherwise be available to ITT on the filing of the Third Amended Complaint as an original complaint; and**
- 4. ITT Corporation shall file responsive pleadings to the Third Amended Complaint on or before November 23, 2012.**

AND THIS CAUSE IS CONTINUED.

ENTERED THIS 9th DAY OF November, 2012.

Daniel A. Dahl
CIRCUIT JUDGE

WE ASK FOR THIS:

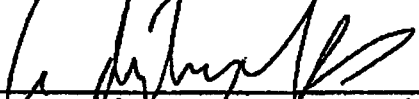
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